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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In the Matter of the Application of NATIONAL
UNION FIRE INSURANCE COMPANY OF
PITTSBURGH, PA., on behalf of itself and each
of the related insurers that provided coverage to
respondent,

Petitioner,

For an Order Appointing an Arbitrator in an
Arbitration Proceeding

- against -

CRUM STAFFING, INC., CRUM STAFFING II,
INC., CRUM RESOURCES, INC., AND CRUM
RESOURCES II, INC., D/B/A/ CRUM
SERVICES, INC.,

Respondents.

Case No.: 07 CIV 3355 (LTS)

**DECLARATION IN
SUPPORT OF ORDER
TO SHOW CAUSE**

STATE OF NEW YORK,
COUNTY OF NEW YORK.

ANTHONY I. GIACOBBE, JR., pursuant to 28 U.S.C. §1746, declares:

1. I am an attorney admitted to practice before this Court and of counsel to Zeichner Ellman & Krause LLP, attorneys for Petitioner National Union Fire Insurance

Company of Pittsburgh, Pa., ("National Union"). I make this Declaration in support of National Union's request for an Order to Show Cause designating a qualified arbitrator to serve in the arbitration between the parties.

2. A copy of National Union's petition for appointment of an arbitrator, with exhibits, is annexed at Exhibit A.

**REASON FOR MOVING BY
ORDER TO SHOW CAUSE**

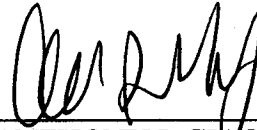
3. National Union moves by order to show cause to obtain an order appointing an arbitrator because Respondents' failure to appoint a qualified arbitrator has delayed and frustrated the commencement of an arbitration, and 9 U.S.C. § 4 provides that a party aggrieved by the failure of another to arbitrate shall be entitled to be heard on five days' notice.

4. Accordingly, National Union requests that this Court schedule an expedited hearing on this application to appoint a qualified arbitrator.

5. No previous request has been made for the relief requested herein.

6. I declare under penalties of perjury that the foregoing is true and correct.

Dated: April 26, 2007

A handwritten signature in black ink, appearing to read "Anthony I. Giacobbe, Jr.", is written over a horizontal line.

ANTHONY I. GIACOBBE, JR.